

**FRIEDMAN KAPLAN SEILER & ADELMAN LLP**

BRUCE S. KAPLAN  
EDWARD A. FRIEDMAN  
GARY D. FRIEDMAN  
BARRY A. ADELMAN  
ERIC SEILER  
ROBERT D. KAPLAN  
ANDREW W. GOLDWATER  
ROBERT J. LACK  
GREGG S. LERNER  
RICHARD M. HOFFMAN  
SCOTT M. BERMAN  
ERIC CORNGOLD  
HAL NEIER  
PHILIPPE ADLER  
LANCE J. GOTKO  
KATHERINE L. PRINGLE  
MYRL S. ROSENBLATT  
DANIEL B. RAPPORT  
DAVID I. TANENBAUM  
HALLIE B. LEVIN  
ANNE E. BEAUMONT  
MARY E. MULLIGAN  
EMILY A. STUBBS  
KENT K. ANKER  
AMY C. BROWN  
RICARDO SOLANO JR.  
JOHN N. ORSINI  
JEFFREY R. WANG  
JEFFREY C. FOURMAUX  
JASON C. RUBINSTEIN  
MICHAEL A. GORDON

7 TIMES SQUARE  
NEW YORK, NY 10036-6516  
TELEPHONE (212) 833-1100  
FACSIMILE (212) 833-1250  
WWW.FKLAW.COM

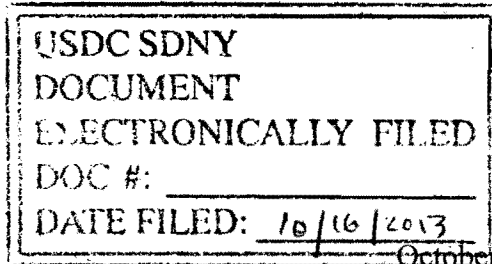
WRITER'S DIRECT DIAL  
212-373-1198

WRITER'S DIRECT FAX  
212-333-7998

E-MAIL  
CCOLORADO@FKLAW.COM

NORMAN ALPERT  
ASAF REINDEL  
COUNSEL

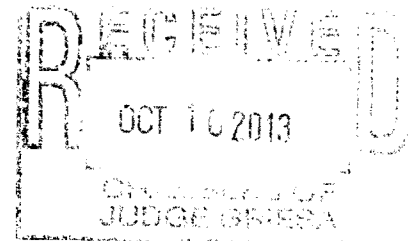
ROBERT S. LANDY  
STEVEN E. FRANKEL  
L. REID SKIBELL  
DANIEL R. GREENBERG  
TIMOTHY M. HAGGERTY  
CHRISTOPHER M. COLORADO  
CHRISTOPHER L. MCCALL  
YITZCHAK E. SOLOVEICHNIK  
PEARLINE M. HONG  
ERIC J. FINKELSTEIN  
JENNIFER A. MUSTES  
EMILY L. CHANG  
ANDREW M. ENGLANDER  
CHARLES E. ENLOE  
ALEXANDER D. LEVI  
ELIZABETH S. LOSEY  
SARAH F. FOLEY  
JAMUNA D. KELLEY  
RAINA L. NORTICK  
MICHAEL S. PALMIERI  
TANVIR VAHORA  
NORA BOJAR  
ANDREW C. KOSTIC



**MEMO ENDORSED**

**BY ECF AND BY HAND**

The Honorable Thomas P. Griesa  
U.S. District Judge, United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 10007-1312



Re: Morgan Stanley & Co. LLC and Morgan Stanley Capital Group, Inc. v. Amit Gupta, No. 13 CV 006383 (TPG)

Dear Judge Griesa:

This firm represents Respondent Amit Gupta in the above-referenced matter filed by Morgan Stanley & Co. LLC and Morgan Stanley Capital Group, Inc. (collectively, "Morgan Stanley") in connection with Morgan Stanley's Notice of Petition to Vacate Arbitration Award (the "Petition to Vacate"). As discussed below, we write to respectfully request a ten-page extension, over the twenty-five page limit provided for in the Court's Individual Practices, for Respondent's memorandum of law in opposition to the Petition to Vacate and in support of Respondent's forthcoming Cross-Petition to Confirm the Arbitration Award, to be filed on October 25, 2013.

Morgan Stanley has petitioned this Court to vacate an arbitral award that was the result of a twelve-day arbitration hearing, during which a three-person panel heard the testimony of fourteen witnesses, received into evidence more than 450 exhibits comprising thousands of pages, and in connection with which the parties submitted to the panel more than one-hundred

2873849.1

*Approved*  
*Thomas P. Griesa* / 10/16/13

FRIEDMAN KAPLAN SEILER & ADELMAN LLP

Hon. Thomas P. Griesa

October 16, 2013

and fifty pages of pre-hearing and post-hearing briefing. In order to oppose the Petition to Vacate and support Respondent's own Petition to confirm, Respondent's memorandum of law must address this substantial factual record, including the various bases in that record for the panel's arbitral award. We believe that the additional ten pages are necessary to fully and fairly address the considerable evidence that was before the panel as well to address the multiple arguments made by in Morgan Stanley's opening brief.

Counsel for Morgan Stanley has consented to this request.<sup>1</sup> We have made no prior application for this type of relief.

Respectfully,

A handwritten signature in black ink, appearing to read 'CML', with a long horizontal flourish extending to the right.

Christopher M. Colorado

cc: Nicholas J. Calamari (by e-mail)

---

<sup>1</sup>We have advised counsel for Morgan Stanley that, should they request from the Court an enlargement of the page limit for their Reply in Support of the Petition to Vacate and in Opposition to Respondent's Cross-Petition Confirm, we would have no objection to a similar ten-page enlargement.